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***ELECTRONICALLY FILED***  
***September 14, 2011***

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12 Counsel for Debtor

13  
14 UNITED STATES BANKRUPTCY COURT  
15 DISTRICT OF NEVADA

16 —ooOoo—

17 In Re:  
18 ELKO GOLD MINE, LLC,  
a Nevada limited liability company,  
19 Debtor.

Case No. BK-N-11-50084-BTB  
Chapter 11

**NOTICE OF HEARING ON**  
**CONFIRMATION OF DEBTOR'S**  
**SECOND AMENDED PLAN OF**  
**REORGANIZATION**

21 **Hearing Date: October 26, 2011**  
22 **Hearing Time: 3:00 p.m.**  
**Ballots Due: October 21, 2011**

23 TO: ALL CREDITORS AND PARTIES IN INTEREST:

24 **NOTICE IS HEREBY GIVEN** that on **October 26, 2011 at 3:00 p.m.**, the Court  
25 will conduct a hearing to consider the confirmation of Debtor's Second Amended Plan of  
26 Reorganization. There is transmitted herewith a copy of Debtor's Second Amended Plan of  
27 Reorganization filed on September 1, 2011 [Dkt. #129], Debtor's Second Amended  
28 Disclosure Statement filed on September 1, 2011 [Dkt. #130], Errata To Debtor's Second

1 Amended Disclosure Statement filed on September 1, 2011 [Dkt. #132], and Ballot for  
2 Accepting or Rejecting Debtor's Plan of Reorganization [*the Ballot is also attached to the*  
3 *electronically filed Notice of Hearing*].

4 The Ballot for the acceptance or rejection of the Plan, as Amended, must be returned  
5 on or before **October 21, 2011** to:

6 Alan R. Smith, Esq.  
7 Law Offices of Alan R. Smith  
8 505 Ridge Street  
9 Reno, Nevada 89501  
10 Facsimile: 775/786-3066; email: [mail@asmithlaw.com](mailto:mail@asmithlaw.com)

11 **NOTICE IS FURTHER GIVEN** that objections to confirmation of the Second  
12 Amended Plan Reorganization must be filed with the United States Bankruptcy Court and  
13 served upon Debtor's counsel on or before **October 12, 2011**.

14 **NOTICE IS FURTHER GIVEN** that the hearing on this matter will be held before  
15 a United States Bankruptcy Judge, in the Clifton Young Federal Building, 300 Booth Street,  
16 Courtroom 2, Fifth Floor, Reno, Nevada 89509 on **October 26, 2011, at 3:00 p.m.**

17 **NOTICE IS FURTHER GIVEN** that the last day for creditors to file complaints  
18 against the Debtor for non-dischargeability of a debt, pursuant to 11 U.S.C. § 1141(d) and  
19 Fed. R. Bankr. P. 4004(a), is **October 26, 2011**.

20 **DATED** this 14<sup>th</sup> day of September, 2011.

21 LAW OFFICES OF ALAN R. SMITH

22 By: /s/ Alan R. Smith  
23 ALAN R. SMITH, ESQ.  
24 Attorney for Debtor  
25  
26  
27  
28

AJ KUNG, ESQ.  
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Co-Counsel for Debtor

Counsel for Debtor

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

—ooOoo—

In Re:  
  
ELKO GOLD MINE, LLC,  
a Nevada limited liability company,  
  
Debtor.

Case No. BK-N-11-50084-BTB  
Chapter 11  
**BALLOT FOR ACCEPTING OR  
REJECTING DEBTOR'S PLAN OF  
REORGANIZATION**

Hearing Date: October 26, 2011  
Hearing Time: 3:00 p.m.

The Plan of Reorganization, and amendments thereto, referred to in this ballot can be confirmed by the Court only if two-thirds in amount and more than one-half in number of creditors in each class of interest voting on the Plan accept the Plan, or, in the event of a rejection, the Court finds that the Plan nonetheless conforms to the requirements of the law. See 11 U.S.C. § 1129.

This ballot must be returned by mail, fax or email no later than **5:00 p.m. on October 21, 2011** to:

Alan R. Smith, Esq.  
Law Offices of Alan R. Smith  
505 Ridge Street  
Reno, Nevada 89501  
Facsimile Number: (775) 786-3066  
Email: [mail@asmithlaw.com](mailto:mail@asmithlaw.com)

The undersigned acknowledges receipt of the Plan of Reorganization and amendment thereto and votes as follows:

[Check One Box]

Class of Creditor:	_____	Accepts (_____)
Amount of Claim:	\$ _____	Rejects (_____)
Name of Creditor:	_____	
Address:	_____	
By:	_____	
Title:	_____	